

Military Police

**FORT CAMPBELL MOTOR VEHICLE TRAFFIC REGULATION**

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**Contents** (listed by paragraph and page number)

**Chapter 1**

**Introduction**

- Purpose • 1-1, page 2
- References • 1-2, page 2
- Applicability • 1-3, page 2
- Responsibilities • 1-4, page 2
- Policy • 1-5, page 3
- Objective • 1-6, page 3

**Chapter 2**

**Driving Privileges**

- General • 2-1, page 3
- Suspension and Revocation • 2-2, page 4
- Reinstatement • 2-3, page 5
- Remedial Driver Training Program • 2-4, page 5
- Vehicle and Personnel Inspections • 2-5, page 6

**Chapter 3**

**Vehicle Registration**

- General • 3-1, page 6
- Registration Requirements • 3-2, page 7
- Registration Termination • 3-3, page 8
- Decals • 3-4, page 8

**Chapter 4**

**Safety Laws and Regulations**

- General • 4-1, page 9
- Mandatory Seat Belt Wear • 4-2, page 10
- Government Vehicle Operation • 4-3, page 11
- Motorcycle/Moped/Motor Driven Cycle • 4-4, page 11
- Bicycle Operation • 4-5, page 12
- Skateboards, Roller Blades and Skates • 4-6, page 12
- Parking • 4-7, page 12
- Abandoned Vehicles • 4-8, page 13
- Noise Abatement • 4-9, page 14

**Chapter 5**

**Physical Training (PT) Routes**

- General • 5-1, page 14
- Route Classification • 5-2, page 14

**This regulation supersedes CAM Regulation 190-5, dated 30 May 2004**

## **Chapter 6**

### **Traffic Point System**

General • 6-1, *page 14*

Application • 6-2, *page 14*

### **Table List**

Table 4.1, Motorcycle, Moped, Motor Driven Cycle, and Play Auto Matrix, *page 15*

Table 6.1, Point Assessment for Moving Traffic Violations, *pages 17 and 18*

### **Appendix List**

Appendix A. Explanation of Terms • *pages 81 through 21*

Appendix B. Reinstatement Packet Guidelines • *page 22*

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## **Chapter 1**

### **Introduction**

#### **1-1. Purpose**

This regulation establishes policies, responsibilities, uniform codes, prohibitions, and procedures for motor vehicle operation by personnel assigned, employed, or driving on the Fort Campbell military installation and the requirements for the registration of their vehicles. The objective of this regulation is to ensure the safe and efficient movement of vehicles and personnel on Fort Campbell, Kentucky.

#### **1-2. References**

- a. Joint Army Regulation 190-5, Motor Vehicle Traffic Supervision, 22 May 2006
- b. Army Regulation 190-29, Misdemeanors and Uniform Violation Notices Referred to US Magistrate or District Courts, 25 October 2005
- c. Army Regulation 385-55, Prevention of Motor Vehicle Accidents, 12 March 1987
- d. Army Regulation 600-55, The Army Driver and Operator Standardization Program (Selection, Training, Testing, and Licensing), 31 December 1993
- e. Fort Campbell Regulation 385-7, Privately Owned Vehicle (POV) Accident Prevention Program
- f. Fort Campbell Regulation 350-1, Training Directive
- g. Fort Campbell Circular 215-1, Hunting, Fishing, and Outdoor Recreation Activities

#### **1-3. Applicability**

This regulation applies to all persons operating or introducing a vehicle onto Fort Campbell, Kentucky.

#### **1-4. Responsibilities**

- a. Garrison Commander. Overall responsible for the suspension/ revocation of driving privileges on the installation. Designated as the Appellate Authority for Reinstatements, however, he may delegate authority to the Director of Emergency Services and/or the Installation Provost Marshal.
- b. Installation Provost Marshal. Has primary staff responsibility for establishing, administering, and enforcing the provisions of this regulation.
- c. Director of Public Works. Provide both facility and traffic engineering compliant with AR 190-5, para 1-4, h and i to include all other applicable Public Work regulations and codes.
- d. Installation Safety Office. Participate and develop traffic accident prevention initiatives in support of installation traffic safety program.
- e. Community Activities Business Center. Provide treatment and education services to personnel with alcohol or drug abuse problems.
- f. Unit Commanders. Unit commanders will ensure the provisions of this regulation are explained to all personnel and those who will be on temporary duty (TDY) with their units. Unit commanders will support the U.S. Magistrate Court system at Fort Campbell, Kentucky, by taking follow-up action(s) when notified of a member's mandatory appearance in court for a traffic fine.
- g. Sponsor. Military and civilian sponsors are responsible for their family members' and guests' awareness and understanding of this regulation.

h. Vehicle Operators. Vehicle operators are responsible for knowing, understanding, and complying with the provisions of this regulation.

i. Passengers. The senior military or Department of the Army Civilian (DAC) passenger of a government vehicle is responsible for ensuring the driver of such vehicle complies with existing traffic and safety regulations for Department of the Army, this headquarters, and state and local communities. Senior military passengers who fail to comply with provisions may be punished under Article 92, Uniform Code of Military Justice (UCMJ).

j. Fort Campbell Family Housing. Notify Fort Campbell Police of abandoned vehicles or traffic related matters in housing areas.

### **1-5. Policy**

a. All persons within the boundaries of this installation are subject to the provisions of this regulation and appropriate publications to include Kentucky Revised Statutes (Annotated), Tennessee Code Annotated, and Army Regulation 190-5, Motor Vehicle Traffic Supervision.

b. This regulation is punitive in nature, and violation of the provisions herein will subject military personnel to disciplinary and/or administrative action as appropriate. Violators of this regulation may be subject to Article 92 UCMJ (Failure to obey a lawful general order or regulation). Family members, civilians, and visitors who fail to comply with this regulation are subject to administrative action and subject themselves to removal from, and/or denial of, reentry to this installation (18 U.S.C. Sec. 1382). All persons are subject to judicial processing under the U.S. Magistrate Court System.

c. Entry onto this installation will be for official business through authorized gates only. Entry at any other place is prohibited under Title 18 of the United States Code, Section 1382.

d. All vehicles entering or located on Fort Campbell are subject to search in accordance with AR 190-5 and other applicable laws or regulations. The Installation Provost Marshal or designated representative is authorized to order personnel not subject to the UCMJ to leave the installation for refusal to comply with any other provisions of regulations or for refusal to comply with the lawful orders of security personnel.

e. To avoid distracting other drivers and thereby reduce the likelihood of accidents arising from lack of attention or concentration, the display of patently offensive bumper stickers, window signs or other markings, items or accessories on or in a motor vehicle which are visible to other drivers is prohibited.

f. The privilege to operate a vehicle on this installation is reserved for persons of maturity, responsibility, sobriety, and to those who show good judgment.

### **1-6. Objective**

Establish an environment for safe and efficient movement of personnel and vehicles; reduce traffic fatalities, injuries, and property damage; integrate safety, engineering, legal, medical, and law enforcement resources into the installation traffic planning process; removal of intoxicated drivers from installation roadways.

## **Chapter 2**

### **Driving Privileges**

#### **2-1. General**

The operation of a privately owned vehicle on a military installation is a privilege granted by the Installation Commander. Persons who accept this privilege must:

a. Comply with the laws and regulations for operating a motor vehicle on the installation.

b. Comply with the requirements for vehicle registration in Chapter 3.

c. Motor Vehicle. When operating, possess and produce upon demand to security personnel the following:

(1) Proof of vehicle state registration or ownership.

(2) A valid state driver's license, supported by a DD Form 2 or 2A or other identification for non-DOD civilians.

(3) Proof of insurance.

d. Motorcycle. In addition to a valid registration and insurance:

(1) Motorcycle endorsed, valid driver's license.

(2) Certificate of completion and/or safety card from an approved Motorcycle Rider's Safety Course (not over 5 years old).

e. Operation of government-owned vehicle (GOV).

(1) To operate a GOV on and off the installation, it must be properly dispatched.

(2) The operator of GOV (tactical) must have in his possession a valid OF 346 (U.S. Government Motor Vehicle Operator's Identification Card). GOV (administrative vehicle) operators must be in possession of a valid state issued driver's license.

(3) The operator of a GOV is responsible for ensuring the vehicle has an SF 91 and DD Form 518 in it at all times.

(4) When an individual without a state license is awaiting issue of an OF 346, and there is no reason to believe that he or she has had a state license revoked or suspended, issuing agencies are permitted to issue the individual an OF 346 Learner's Permit for operation on the installation only while awaiting the inquiry results.

## **2-2. Suspension and revocation.**

a. The Garrison Commander or, upon delegation, the Installation Provost Marshal may automatically suspend an individual's post driving privileges pending resolution of an intoxicated driving incident. This incident can be for either drugs and/or alcohol in accordance with AR 190-5.

b. For offenses other than intoxicated driving, suspension or revocation of installation driving privilege will not become effective until the installation commander or, upon delegation, the Installation Provost Marshal, notifies the affected person and offers that person an administrative hearing. Suspension or revocation will take place fourteen calendar days after written notice is received unless the affected person makes an application for a hearing within this period. Suspension / revocation will be in accordance with AR 190-5 chapter 2-6.

c. The Garrison Commander or, upon delegation, the Director of Emergency Services may revoke an individual's driving privileges for 12 months when charged with one or more of the below offenses (regardless of geographical location for those subject to UCMJ) upon completion of an administrative hearing where they are found guilty:

(1) Driving without valid vehicle insurance

(2) No valid operator's license

(3) Possession/use of a controlled substance

(4) Accumulated 12 or more traffic points in 12 consecutive months or 18 or more traffic points in 24 consecutive months

(5) Article 92, UCMJ (Violation of Suspension/Revocation)

(6) Article 92, UCMJ Cell Phone Use (Violation of AR 190-5 chapter 4-2)

(7) Commander's request

(8) Issued Bar from installation

(9) Use of vehicle to transport contraband items (controlled substances and/or paraphernalia)

d. The PMO will notify all individuals apprehended of the suspensions in the presence of a unit representative, supervisor, or sponsor. Upon official notification of revocation, the service member will report to Vehicle Registration to de-register their vehicle, to include removal of decals. If a family member having installation driving privileges requires use of the vehicle registration, a new post decal may be issued to that family member at the Vehicle Registration Office, gates 4 or 7.

e. Notification to commanders of a soldier/civilian who has a suspension/revocation of driving privileges pending, will continue to be accomplished through e-mail, with the command having 14 days to return notification to the Provost Marshal's Office signed by the soldier. Failure to respond within the 14 day period will result in the driving privileges being suspended/revoked without further correspondence and the right to an administrative hearing being waived.

f. If an offense is committed off post, the unit is responsible for ensuring their soldier (within 72 hours) is issued a FC 1502 by escorting the soldier to the PMO where a law enforcement officer will strip the POV of its post decal on site and the unit/supervisor will be required to escort the vehicle off post.

g. For each subsequent violation of driving privileges within the year period that a suspension or revocation is in effect, driving privileges will be suspended for five years from the date of the second offense. For violations that occur off the installation, driving privileges will be suspended for 12 months from the date of the second offense.

h. Persons subject to UCMJ will be prohibited from obtaining or using an OF 346 for six months for each incident.

i. Drivers charged with DUI who have been convicted of some lesser offense, such as reckless driving or public intoxication while driving, will have their driving privileges revoked for 12 months if there is evidence of BAC .08% or higher or violation of implied consent.

j. Suspension/revocation will occur if the vehicle is used to transport contraband items (controlled substances and/or paraphernalia) with the registrant's knowledge or under circumstances showing the registrant was negligent in not knowing of the use on or off the installation. Procedures for terminating registrant under this section are as follows:

(1) If the POV is being operated by the owner or the owner is in the POV at the time the contraband item(s) is found, his driving privileges will be revoked for one year, the vehicle registration terminated for one year, and the owner will be prohibited from registering another vehicle for one year.

(2) If the POV is being operated by someone other than the owner, his registration privileges will be revoked for one year.

(3) If the POV is parked and unoccupied at the time the contraband is found, the vehicle registration will be terminated for one year and the owner will be prohibited from registering another vehicle for one year.

(4) If the POV is parked and is occupied at the time the contraband is found, registration privileges will be revoked for one year.

### **2-3. Reinstatement**

a. An individual has the right to submit a request within 14 calendar days to temporarily vacate the preliminary suspension, pending disposition of the case. Failure to request such a hearing will result in continuation of preliminary suspension until there has been a criminal, nonjudicial, or administrative disposition of the case.

b. The suspension of driving privileges for military and civilian personnel shall be restored if a final disposition indicates a finding of not guilty, charges are dismissed or reduced to an offense not amounting to intoxicated driving, or where an equivalent determination is made in a non-judicial proceeding. Exceptions per paragraph 2-9 of AR 190-5

c. Probationary privileges. Limited driving privileges may be substituted by the Garrison Commander in lieu of suspension or revocation if, in his opinion, suspension/revocation of the individual's driving privileges would have an adverse impact on the mission of the individual's unit, cause severe family hardship, or have a detrimental effect toward ongoing or contemplated alcohol/drug treatment rehabilitation programs involving the effected individual. In such cases, the individual would be granted those minimum requirements necessary for driving to and from his place of employment as determined by the Director of Emergency Services. Restricted driving privileges will not be granted to any person who does not have a valid driver's license, insurance, and/or registration.

d. Written requests for hearings, appeals, and reconsideration of suspension/revocation actions will be forwarded in memorandum format through command channels, with each command level endorsement, to the Provost Marshal's Office. The suspension/revocation action will remain in effect pending final determination. If the individual is requesting limited driving privileges, subsequent to suspension/revocation of installation driving privileges, will be referred to the Installation Commander or designee, except for intoxicated driving cases, which must be referred to the General Court Martial Convening Authority. Withdrawal of restricted driving privileges is within the Installation Commander's discretion.

e. Reinstatement of driving privileges shall be automatic, provided all revocations applicable have expired, proper proof of completion of remedial driving course and/or substance abuse counseling has been provided and reinstatement requirements of individual's home state and/or the state the individual may have been suspended in, have been met. Soldiers/Civilians who are cited for not having proof of insurance will be required to show proof of financial responsibility in addition to citation being adjudicated.

f. See Appendix B for reinstatement packet requirements.

### **2-4. Remedial driver's training program**

a. The purpose of the remedial driver training program is instructing and reeducating military personnel who have been identified as problem drivers, suspended/revoked driver's license, lack of insurance, etc.

b. Commanders are responsible for tracking and counseling soldiers designated as needing remedial driver training in accordance with AR 385-55.

c. Training may be consolidated into a single block of instruction or accomplished in phases as part of a soldier's initial orientation, in conjunction with Safety Awareness Days, pre-holiday safety briefs, or other seasonal safety training events. Commanders are responsible to ensure that a POV Accident Prevention Training Program is established and incorporate it into their training program.

d. Remedial training will address, as a minimum, the following:

- (1) Local driving hazards (traffic, weather, roads).
- (2) Main causes of accidents.
- (3) Emotions and accident causation.
- (4) How to avoid a collision with another vehicle.
- (5) Effects of drugs and alcohol on driving skills.
- (6) How to control fatigue.
- (7) Pedestrian safety pre-cautions.
- (8) Driver's view of motorcyclists.
- (9) Use of safety restraints.
- (10) POV inspection requirements.

e. The following personnel are required to attend remedial driver training:

- (1) Personnel who have had their driving privileges suspended or revoked, either because of a specific incident or point accumulation.
- (2) Personnel nominated by their unit commanders, regardless of point accumulation.
- (3) Personnel involved in on- or off-post POV accidents if they are determined to be at fault.

f. Once the driving privileges of an individual have been suspended or revoked, they will not be reinstated until the individual has successfully completed remedial driver training, submitted a complete reinstatement packet, and received approval from the Installation Provost Marshal.

g. Unit Commanders will:

- (1) Notify personnel scheduled to attend the remedial driver training and ensure their attendance.
- (2) Take appropriate disciplinary action against individuals who fail to attend scheduled classes.

h. Individuals who fail to attend scheduled remedial driver training will have their installation driving privileges suspended for a period of six months in addition to current suspension/ revocation.

i. Civilian personnel must attend a remedial driver's program offered from their respective municipality.

## **2-5. Vehicle and personnel inspections**

a. Unit Inspections.

(1) Unit Commanders must ensure soldiers have a valid driver's license and have registered their vehicle on Fort Campbell within 10 days of assignment to the unit.

(2) Ensure passenger vehicles manufactured after 1966 and registered on the installation have restraint systems (seatbelts) installed in front and back seats.

b. Safety Inspections. All personnel operating a POV on Fort Campbell are subject to search in accordance with regulations stated in Chapter 1.

## **Chapter 3**

### **Vehicle Registration**

#### **3-1. General**

The Directorate of Emergency Services (DES), Physical Security Branch is the proponent for the Vehicle Registration and Visitor access. Documents required for permanent or temporary registration are state vehicle registration for the vehicle (or rental agreement), proof of valid/current insurance for the vehicle and a valid state drivers license. Questions or concerns should be directed to the Access Control Office located at 123 Forest Road or phone 270-798-1034.

a. Categories of personnel. Below listed personnel may be authorized access to Fort Campbell installation,

(1) DOD or DA identification cardholders. Active duty and retired military members and authorized family members and current and retired DOD/DA civilian employees.

(2) Special Guests. Key civilian community leaders specifically invited to interface with Division and Installation leadership.

(3) Contractors. Vendors and service providers who are paid to perform a specific function on the installation.

(4) Students. Individuals enrolled in one of the programs provided at the Fort Campbell Education Center.

(5) Non-resident Family Member/Guest. Immediate family members or family care providers of Fort Campbell residents who visit the resident on a recurring basis (more than 5 times per month). (The resident must accompany the guest to the registration office for initial registration.)

(6) Patrons. Members of a Fort Campbell sponsored business or activity. (e.g. The Golf Course, Chapel Activities or Bowling Alley.)

(7) Visitors. Individuals who request authorized access for periods of less than forty-eight (48) hours.

(8) Eagle Cards. May be provided to personnel who require extended/recurring access to the installation and do not possess a DOD/DA ID card. Requests must be submitted by the Director of the Business Center, the Contracting Officers Representative, Contracting Officer Technical Representative (COR/COTR) The memorandums must be

submitted to the Vehicle Registration/Visitor Control Center located at Gate 4 or Gate 7 by the Business Center (not by individual employee's). Individual's attempting to access the installation for employment purposes utilizing a foreign passport, alien registration card or will not be permitted access or issued a pass until the above documents can be verified. (This process normally takes 48 hours/two business days)

b. The three access mediums accepted for Installation access are:

(1) DD Form 2220. Decal issued to DOD/DA ID card holders. Normally issued for a period of four years. DOD/DA ID card holders with temporary state registrations or operating rental vehicles may receive an extended temporary pass valid for 30 days or the length of the temporary registration or the length of the rental agreement, whichever is less.

(2) AVIDS Decal. Issued to Eagle Card holders with the appropriate expiration date (not to exceed one year. (Eagle Card holders may register ONE vehicle.)

(3) Visitor pass. Issued to individuals requiring access for a period of forty-eight hours or less.

c. All active duty military personnel assigned or attached to Fort Campbell must register their privately owned vehicle within ten (10) days of assignment or the acquisition of the vehicle.

(1) Overseas vehicle registration (license plates)

(2) Overseas issued operators license (i.e. USAREUR, U.S. Armed Forces of Italy/Panama) are not valid on Fort Campbell or the states of Tennessee or Kentucky.

(3) Overseas issued (i.e. USAREUR, U.S. Armed Forces of Italy/Panama) vehicle license plates are valid for 30 days from the date the vehicle arrived in CONUS.

### **3-2. Registration requirements**

a. All individuals requesting to register their any motor vehicle on Fort Campbell must provide the following documents at the time of permanent or temporary registration:

(1) A valid state driver's license.

(2) Proof of current and valid insurance for the vehicle being operated. Minimum coverage is \$25,000 personal injury coverage per person, \$50,000 personal injury coverage per accident, and \$10,000 property damage. This insurance must be maintained at all times while the vehicle is being operated on Fort Campbell.

(3) Provide a current certificate of state registration or lease agreement, a power of attorney or a notarized statement from the owner that the vehicle operator is authorized to operate the vehicle and the inclusive dates of such operation. (Vehicle(s) owned by individuals that have had their installation driving privileges revoked or suspended cannot be re-registered.)

(4) Individuals applying to register motorcycles must provide the above listed documents in addition to a motorcycle endorsement on their state driver's license and a certification of completion of an approved Motorcycle Riders Safety Course. A one-time thirty days temporary pass will be issued to the operator to attend the Fort Campbell Motorcycle Safety Course, provided the operator driver's license has a motorcycle endorsement.

(5) Any changes in the registrants name, address/unit, insurance coverage, vehicle description will be reported to the Vehicle Registration Office.

b. Vehicle safety inspections will be conducted in accordance with Ft. Campbell Regulation 385-7 appendix C using FC Form 2005 for automobile inspections, and FC Form 4255 for Motorcycles. Military personnel will have their chain of command authorize the FC Form 2005 and civilian personnel will complete their own. FC Form 2005 must be maintained in the automobile.

c. DOD/DA ID Card holders may register two vehicles and an additional vehicle for each additional family member with a DOD/DA ID card. (DOD/DA ID card holders that utilize the vehicle to provide commercial services to the installation will register as described for contractor/service providers.)

d. Special guests are normally approved by the Division Chief of Staff or the Garrison Commander and are issued an Eagle Card and AVIDS decals valid for a period of one year.

e. Contractors/Service providers must be sponsored on the installation by a Business Center Director receiving the services or the Contracting Officers Representative or Contracting Officers Technical Representative (COR/COTR) to the Access Control office. Properly documented and requested contractors and service providers will be issued an Eagle Card and AVIDS decal for the length of the contract or one year, whichever is shorter.

f. Students at the Fort Campbell Education Center that are not otherwise associated with the installation will receive an installation pass or AVIDS card for the length of the semester in which they are enrolled. Requests for student installation passes will be submitted by the school administrative office.

g. Non-resident family members and health care providers may be sponsored by the resident service member or resident spouse, who must be present at the time of registration. Non-resident family members and health care providers will be issued an Eagle Card and AVIDS decals for a period of one year or the length of the visit, whichever is shorter.

h. Visitors are issued an installation pass for a period not to exceed forty eight hours.

### **3-3. Registration termination**

a. Registration will be terminated (or initial registration denied) when:

(1) The owner of a vehicle fails to comply with registration requirements or conditions.

(2) The owner fails to notify the Vehicle Registration Section that he has sold or disposed of the POV; is released from active duty; is separated from the service; terminates civilian employment with a military service or DOD agency; or fails to turn in the POV decal.

(3) The owner's state driver's license has been suspended or revoked or his installation driving privileges have been suspended or revoked. Where vehicle registration has been terminated in conjunction with the revocation of installation driving privileges, the affected person must apply to reregister the POV after the revocation expires/terminates.

(4) Registration, either state or installation, was through fraud or false pretense.

(5) It has been established by competent medical authority that the registrant is physically or mentally incompetent or unqualified to operate a vehicle.

(6) A registrant knowingly displays or permits display of registration emblems (either state or installation) on a vehicle other than the one for which issued. Furthermore, government-issued license plates (i.e., USAREUR, Panamanian, Armed Forces Italy) and expired state license plates will not be displayed in conjunction with valid license plates of any other state. Vanity plates are authorized (college logos, sports team logos, military logos, and other emblems).

(7) The owner is other than an active duty military or civilian employee and discontinues regular operation of the POV on the installation.

(8) The registrant's state registration has expired.

(9) The registrant fails to place the decals in the proper place or as the waiver dictates.

(10) The vehicle is used to transport contraband items (e.g., controlled substances) with the registrant's knowledge or under circumstances showing the registrant was negligent in not knowing of the use on or off the installation. Procedures for terminating registrant under this section are as follows:

(a) If the POV is being operated by the owner or the owner is in the POV at the time the contraband item(s) is found, his driving privileges will be revoked for one year, the vehicle registration terminated for one year, and the owner will be prohibited from registering another vehicle for one year.

(b) If the POV is being operated by someone other than the owner, the operator's registration privileges will be revoked for one year.

(c) If the POV is parked and unoccupied at the time the contraband is found, the vehicle registration will be terminated for one year and the owner will be prohibited from registering another vehicle for one year.

(d) If the POV is parked and is occupied at the time the contraband is found, registration privileges will be revoked for one year.

(e) In all of the above cases concerning contraband, the individual may request reinstatement of registration and/or driving privileges in accordance with Chapter 2.

(f) Failure to adhere to minimum vehicle safety standards of the National Highway Traffic Safety Administration (NHTSA) in sections 570.1 through 570.10, part 570, chapter V, Title 49, Code of Federal Regulations (CFR).

b. Registration can be terminated based on offenses listed in Chapter 2, para 2(a) or for additional reasons as determined by the Installation Commander/Garrison Commander.

### **3-4. Decals**

a. A decal provides a means of identifying registered vehicles on the installation. A vehicle authorized access to the Fort Campbell installation may display one of two decals, a DOD decal (DD Form 2220) or a Fort Campbell AVIDS Decal.

b. The DOD decal set consists of

(1) The DOD Decal (DD Form 2220) – affixed to the top center exterior of the windshield or may be affixed to the lower left corner of exterior windshield (on driver's side).

(2) The installation decal (Fort Campbell) – affixed centered under the DOD decal.

(3) The expiration decal (month/year) – affixed on the right side of the DOD decal while facing the vehicle from the front.

(4) Sergeants major and officers in the rank of lieutenant colonel and above will be issued a rank decal as appropriate. The rank decal is affixed on the left side of the DOD decal while facing the vehicle from the front.

(5) Motorcycles-Decals will be affixed either directly to or immediately near the left front strut of the motorcycle so as to be easily identified.

c. Each registered vehicle will be assigned a separate alphanumeric designation.

d. The Fort Campbell installation decals will be color coded to identify personnel as follows:

(1) Blue – commissioned and warrant officers, active and retired

(2) Red – enlisted personnel, active and retired

(3) Green – DACs and NAF employees

(4) Black – concessionaires and vendors

e. AVIDS Decals. Are black and gold in color with sequence number assigned and month/year of expiration.

f. Handicap Decals.

(1) The Vehicle Registration Section issues a handicap decal for installation use only. This decal may not be honored off the installation.

(2) Personnel authorized handicap decals are all active duty military personnel, retirees, family members, and government civilians who are temporarily or permanently disabled individuals.

(3) Required document. FC Form 4029 (Application for Handicapped Person Decal) must be filled out and signed by a medical physician.

(4) Placement of handicap decal-automobiles. The decal will be placed on the windshield - top center and to the left of the expiration decal while facing the vehicle from the front.

g. AVIDS Permits. Will be placed inside the vehicle in the lower left corner inside the front windshield (drivers side).

## **Chapter 4**

### **Safety Laws and Regulations**

#### **4-1. General**

a. Motor Vehicle Accidents.

(1) Stopping and Assisting

(a) Every person who, while operating a motor vehicle on this installation, strikes another person's vehicle or property will immediately stop and remain there until released by a Fort Campbell Police Officer.

(b) Good Samaritan Rule. Motorists should provide or obtain medical assistance for injured persons. Do not move the injured party unless directed by competent medical personnel.

(2) Reporting the Accident.

(a) Every operator of a vehicle involved in any accident will immediately report the accident to the Fort Campbell Police, giving their name, address, or organization, location of the accident, and the persons injured, if any, and request an ambulance if necessary.

(b) Passengers will report the accident in the event the driver is incapacitated.

(3) Removing the Vehicles.

(a) Vehicles involved in accidents that render them inoperable will not be moved in any manner until so authorized by the Fort Campbell Police, except as necessary to assist the injured, prevent further injury or damage, or alleviate a dangerous situation.

(b) Drivers will move operable vehicles from blocking traffic at the scene of an accident. The Fort Campbell Police will assist in coordinating for a tow truck, if necessary; however, the driver may choose the civilian wrecker service and is always responsible for towing expenses.

(c) In the case of government vehicles, the responsible unit will remove the vehicle from the scene.

b. Speed Limit Offenses.

(1) The following speed limits apply to the Fort Campbell installation, unless otherwise posted: Parking Lots - 10 MPH; Housing - 25 MPH; School Zones - 20 MPH; Gravel Roadways and Primary Roadways - 25 MPH. When passing unit road marches or Soldiers in formation - 10 MPH. During low light periods and when inclement weather conditions dictate, vehicles will not be operated at speeds greater than prudent and reasonable for road conditions.

(2) Anyone monitored over the posted speed limit may be cited on DD Form 1805 (Magistrate Citation). Any active duty military exceeding the posted speed limit by 20 MPH or more will be stopped, apprehended, and transported to the Fort Campbell Police Station where they will be processed and released to an E6 or above from their unit.

(3) Anyone exceeding the posted limit by 26 MPH or more will be stopped, apprehended, and transported to the Fort Campbell Police Station, where they will be processed and released to an E6 or above from their unit.

c. Driver's will utilize headlights whenever using windshield wipers or during periods of limited visibility.

d. Use of the following devices on the Fort Campbell installation is prohibited:

(1) Mobile personal electronic devices (cell phones and other PDA's.) Personnel are authorized to use mobile personal electronic devices with a hands free device or single-ear earpiece. Failure to adhere will result in: 1<sup>st</sup> offense = written warning on a DD Form 1408, 2<sup>nd</sup> offense = suspension of installation driving privileges for a period of 6 months and 3<sup>rd</sup> offense = suspension of installation driving of privileges for 12 months.

(2) Radar detection devices. The use of radar or laser detection devices to indicate the presence of speed recording instruments or to transmit simulated erroneous speeds.

(3) Headphones and Earphones. The wearing of portable headphones, earphones, or other listening devices while operating a motor vehicle and while jogging/running, bicycling, skateboarding, skating, rollerblading on roads and streets on DOD installations is prohibited. Use of those devices impairs driving and masks or prevents recognition of emergency signals, alarms, announcements, the approach of vehicles, and human speech.

e. POV operation on the Fort Campbell reservation in the rear area is restricted to named roads only. Named roads are noted with street signs in the rear area, and/or designated on the Fort Campbell hunting and fishing map. Driving or attempting to drive into any restricted areas, impact areas or on any fire breaks for any purpose is strictly prohibited.

f. Impaired Driving. While driving on any DOD installation, the operators and passengers of motor vehicles are prohibited from having open containers of alcoholic beverages in their ready possession. "Open container" means any bottle, can, or other receptacle containing any alcoholic beverage that has been opened, or the seal broken, or the contents of which have been partially removed. "Ready possession" means located in the passenger compartment of the vehicle or accessible to the driver or passenger(s) from the passenger compartment.

#### **4-2. Mandatory seat belt wear**

a. A restraint system (seat belt) will be worn at all times by all occupants, both on and off the installation, while operating or riding in any government vehicle or POV that is equipped with a restraint system as required by the Department of Army directive.

b. Child restraint systems must meet the following guidelines:

(1) Any child under one year of age (even if he/she weighs over 20 pounds) or any child weighing 20 pounds or less must be in a rear facing child restraint, in the rear seat, if available.

(2) Any child aged one to three weighing more than 20 pounds should be transported in a forward facing child restraint system in the rear seat, if available.

(3) Any child aged four to eight, measuring less than 4'9" feet in height, must be in a belt positioning booster seat in the rear seat, if available. Provision is made for the transportation of children in medically prescribed, modified child restraint.

(4) Children aged nine to twelve or any child through 12 years of age measuring five feet or more in height must use a seat belt system and be placed in the rear seat, if available.

(5) If rear seat is unavailable, children must be placed in the same child restraint system but in the available front passenger seat.

(6) Children aged 13 to 15 must use a passenger restraint system.

(7) The driver of the vehicle is responsible for ensuring children under the age of 16 are properly restrained and may be fined for violation of this regulation and Tennessee State law. If the child's parent or legal guardian is present in the car but not driving, the parent or legal guardian is responsible for making sure that the child is properly transported and may be fined for non-compliance.

#### **4-3. Government tactical vehicle operation**

a. Unit commanders are responsible for ensuring their soldiers meet requirements set forth in Chapter 2 in order to drive a government/tactical vehicle.

b. A ground guide is required for any tactical vehicle, while backing. Two ground guides are required for any government vehicle larger than 1-1/4 ton (i.e. M35, large commercial type trucks from TMP), while backing. The ground guides are responsible for signaling the operator of any immediate danger.

c. Soldiers are required to wear kevlar while in tactical vehicles West of Market Garden Road.

d. Blackout driving. The following conditions apply to tactical vehicles:

(1) Blackout drive will only be permitted in the maneuver area west of Market Garden Road.

(2) Blackout driving may be used at any time on secondary (unimproved/unpaved surface) roads. Ground guides will be used as necessary.

(3) Blackout driving may be used on primary (improved/hard surface) roads only if prior coordination has been made with G3/DPTM Range Control and the Provost Marshal's Office to close that section of the road. Units are responsible for providing their own road guards. In those circumstances when convoys under blackout conditions cross primary roads, road guards with reflective vests and lights will be positioned to warn traffic on both sides of the crossing point.

(4) Blackout drive is allowed at any time off roads. Ground guides must be used at all times off-road, and operators must use extra caution inside and within 100 meters of all bivouac sites.

(5) Blackout speeds and intervals will be consistent with weather, terrain, and the night vision ability of the individual. However, speeds will not exceed 10 MPH. The recommended interval between vehicles while operating off-road is 15-20 meters.

#### **4-4. Motorcycle/moped/motor driven cycle operation**

a. Motorcycles and mopeds operated on the roads of this installation are considered motor vehicles and will be bound by this regulation, state law, and the following restrictions:

(1) While operating on the roads of this installation, the headlights of the motorcycles and mopeds will be on at all times.

(2) Operators and passengers of motorcycles and mopeds will wear Department of Transportation (DOT) approved protective helmets, shatter resistant eye protection (goggles, face shield or shatter resistant glasses. Windshields are insufficient protection and do not meet DOD standards.) Tinted lenses or glasses will not be worn during low light conditions. The operator will also wear full fingered gloves, long legged pants, long sleeved shirt

or jacket, enclosed sturdy footwear, and reflective vest or reflective belt (on the outside of all garments or backpacks). The reflective belt will be worn over the shoulder, diagonally across the chest. A reflective belt or vest will be worn at all times by both operators and passengers.

(3) Motorcycle and moped operators must attend an approved Motorcycle Riders Safety Course in accordance with CAM Regulation 385-7 and have in their possession the safety card issued for completing the course prior to registering the motorcycle on the installation and with them whenever operating the motorcycle.

(4) Operators will ride their motorcycle or moped only while seated on the regular seat attached thereto. Passengers will be transported only if seats and footrests are provided for such purpose.

(5) In compliance with appropriate state laws, all motorcycles and mopeds will be equipped with a horn and rear view mirrors mounted on each side of the handle bars. Mopeds will be registered on post and are required to have insurance and state tags.

b. Motor driven cycles are not authorized to be driven on the Fort Campbell installation. Individuals found driving a motor driven cycle on the installation will receive a DD Form 1408 and their vehicle will be towed at the owner's expense. Only exceptions include:

(1) Handicapped hunters using an All Terrain Vehicle (ATV) as an aid to hunt must possess a valid handicap parking placard (or handicapped license plate) issued by the hunter's state of residence. When utilizing an ATV in a hunting area, the placard must be hung from the mirror of the vehicle or in the same manner required when parking in a handicap parking area. If the vehicle does not have a mirror, place in visible area.

(a) Handicapped hunters desiring to hunt from an ATV must obtain written authorization to do so on Fort Campbell from the Manager, Hunting and Fishing Unit.

(b) Authorized ATVs may be used to transport handicapped hunters directly to and from their hunting locations. All game must be taken while the hunter is off the vehicle, with the exception of wheelchair bound individuals who may discharge their weapon while the vehicle is stationary. All weapons will be encased and unloaded while the all terrain vehicle is in operation.

(2) Units and Directorates may use assigned ATVs and Gators during unit training and installation special events. Use must be for official purposes only and operators must be certified through unit driver's training program.

#### **4-5. Bicycle operation**

a. Provisions of this paragraph and other appropriate paragraphs of this regulation apply to every person riding upon a bicycle on this installation.

(1) Bicyclists will wear bicycle safety helmets approved by the American National Standards Institute (ANSI) or the Snell Memorial Foundation and must wear a reflective belt in the same manner as a motorcyclist. The reflective belt will be worn over the shoulder, diagonally across the chest and will be worn at all times.

(2) Every bicycle will be equipped with the following:

(a) A brake that will enable the operator to make the braked wheel skid on dry, level, clean pavement.

(b) During the hours of darkness, a front white light visible from a distance of at least 500 feet to the front and a red reflector or red light on the rear.

(3) Bicyclists will obey the following rules and regulations:

(a) Keep as near as practicable to the right-hand side of the roadway and ride with the flow of traffic.

Bicyclists should exercise due care when passing a stopped vehicle.

(b) Obey all traffic signs, signals or devices, or orders of Fort Campbell Police or road guards directing traffic.

(c) Come to a full stop when riding from an alleyway, driveway, between buildings, or from behind any parked vehicle and yield the right of way to all pedestrians and oncoming traffic.

(d) Keep at least one hand on the handle bars at all times.

b. The following practices are prohibited:

(1) Riding any bicycle without wearing a helmet.

(2) Riding abreast of more than two bicycles on any roadway.

(3) Clinging to any vehicle or apparatus while it is in motion.

(4) Parking bicycles so as to obstruct any vehicle or pedestrian traffic.

(5) Riding in any manner other than astride the seat or saddle or carrying another rider unless such bicycle is equipped with a firmly attached second seat or saddle for tandem riding.

(6) Riding any bicycle on sidewalks.

- (7) Exceeding posted speed limit.
- c. Sponsors are responsible for ensuring strict compliance of their family members.

#### **4-6. Skateboards, roller blades and skates**

- a. Skateboards, roller blades and skates, and similar non-motorized devices are authorized for use on driveways, sidewalks and parking lot areas but are prohibited on all roadways on the installation.
- b. Individuals operating a skate board, roller blades and skates will wear a safety helmet approved by the American National Standards Institute (ANSI) or the Snell Memorial Foundation. Although not required, wrist guards, elbow and knee pads are recommended.
- c. Sponsors are responsible for ensuring strict compliance of their family members.

#### **4-7. Parking**

- a. Parking and parking lots located in unit areas are the respective unit commander's responsibility. Areas of responsibility will coincide with police call areas. The Garrison Commander controls all other areas not governed by a unit commander. Commanders, with assistance from the Provost Marshal's Office and the Directorate of Public Works, will control parking within their respective areas.
- b. The only authorized designated parking spaces are for Company Command Teams and above (Commander, First Sergeant, and Executive Officer). Battalion level and above may reserve parking for primary staff officers and Soldier/NCO of the Quarter/Year. All Directorates may reserve parking for Directors and Deputy Directors. The assigned commander is responsible for ensuring his parking area adheres to this regulation and maintains required number of handicapped parking signs.
- c. Any parked vehicle creating an obstruction may be towed off the installation by a civilian wrecker service at the owner's expense. The Fort Campbell Police can coordinate any towing requirement. Units will coordinate the towing of their respective government vehicles.
- d. Parking is specifically prohibited in the following areas:
  - (1) In seeded areas or grass
  - (2) Where official signs prohibit
  - (3) Where blocking any thruway, to include driveways
  - (4) Parking lot lanes or entrances
  - (5) Loading zones
  - (6) Curbside parking at Blanchfield Army Community Hospital
  - (7) Within 50 feet of any building when not in a marked parking space
  - (8) Where blocking access to fire hydrants, fire lanes and emergency vehicle access
  - (9) Within 20 feet of a crosswalk
  - (10) Within 15 feet of a fire hydrant
  - (11) Any place that creates a hazard to vehicular or pedestrian traffic
- e. Parking violators may be cited on DD Form 1408 (Armed Forces Traffic Ticket) or DD Form 1805 (United States District Court Violation Notice). Both Fort Campbell Police and Sergeants Major of unit's assigned responsibility for parking areas are authorized to issue DD Form 1408 to violators.
- f. POVs are not authorized to park at or in training areas. Units requiring the use of POVs to transport personnel to and from ranges/training areas need written authorization from the Range Control Division. If authorization is provided, individuals need to display special permit inside vehicle on lower left side to prevent being ticketed and or towed for illegally parking.
- g. Boats/Trailers-Boats, trailers, campers and motor homes will meet all requirements of registration when parked upon Ft. Campbell. Boats, trailers, campers and motor homes that are suspected of being abandoned as per section eight below will be tagged and towed. Commanders may not authorize the storage of any boat or trailer within unit areas.

#### **4-8. Abandoned vehicles**

- a. There is no longer an official impound lot.
- b. Fort Campbell Police will tag all suspected abandoned vehicles. Commanders, Directors, and Housing Managers are responsible for coordinating with the Provost Marshal's Office for tagging of suspected abandoned vehicles. When assessing whether a vehicle is abandoned an individual should consider the following:

(1) The duration the vehicle has remained in one location. Vehicles cannot be parked in business parking lot for more than 24 hours.

(2) Expiration date of Post Decal.

(3) Expiration date of License Plate tags.

(4) Lack of post decal or state license plate/tags.

(5) Flat tires, broken windows, etc.

(6) Overgrowth of vegetation surrounding vehicle

c. Upon receiving notification of an abandoned vehicle, Fort Campbell Police will tag the vehicle. The vehicle owner then has three days from the date the vehicle is tagged to move the vehicle before it is towed. After three days, the POV will be towed by a contracted wrecker service.

d. Unit commanders are responsible for disposition of vehicles belonging to soldiers who are AWOL, DFR, deployed or in confinement.

e. Vehicles will be taken to the CID Impound Lot when:

(1) Are involved in a criminal activity.

(2) Contain evidence of criminal activity.

f. Vehicles that don't appear abandoned but clearly interfere with the movement of traffic or threaten public safety or convenience will be towed immediately.

g. If a vehicle remains unclaimed after 120 days, notification is mailed to the last owner's known address and a check of the DMV where the vehicle is registered is conducted, then the vehicle will be either released to the lien holder or processed as abandoned property (IAW DOD 4160.21-M).

#### **4-9. Noise abatement**

No operator of a motor vehicle will emit excessive music/noise while the vehicle is parked or in motion. The following parameters apply:

a. Music/noise emanating from any motor vehicle that is detected from a distance of 50 feet will be considered excessive.

b. The source of the music/noise is inconsequential.

c. Operators of a motor vehicle are deemed responsible for all music/noise emanating from their motor vehicle, whether moving or parked.

d. Violators may be issued a DD Form 1805.

### **Chapter 5**

#### **Physical training (PT) routes**

##### **5-1. General**

Motor vehicles, except emergency vehicles, are prohibited on Physical Training Routes between the hours of 0630 to 0800, Monday through Friday, except on holidays. Failure to adhere will result in an assessment of 6 points against the driver's Installation driving privileges and possible loss of post driving privileges.

##### **5-2. Route classification**

Routes during Physical Training hours are classified as Protected, Shared and Off-limits. Physical Training routes are established by the current CAM Reg 350-1.

### **Chapter 6**

#### **Traffic point system**

##### **6-1. General**

The traffic point system (table 1) provides an impartial and uniform administrative method for evaluating driver performance. The point assessment is not to be construed as a judicial disciplinary measure.

##### **6-2. Application**

The point system applies to military and civilian personnel operating government and privately owned vehicles on the installation to include family members, civilian employees, contractors, and all other individuals. The Provost

Marshal will record traffic points when notified that an individual has either been found guilty by a unit commander, military court, or has paid a fine (forfeited collateral) or bond for a traffic violation adjudicated by a state or federal court. PMO will assess points for military personnel who commit known traffic violations off the installation.

a. Procedures.

(1) The unit commander or supervisor is advised whenever an individual acquires six or more points.

(2) Drivers acquiring 12 or more points within 12 consecutive months or 18 points or more within 24 consecutive months will be notified in writing that their installation driving privileges are suspended. They may request an administrative hearing as outlined in paragraph 7e (3). In no instance will the revocation period be for less than 12 months.

b. Points assessed against an individual will remain in effect for a period of 24 months, or until separation from the service without immediate reenlistment. Termination of a revocation period will warrant the removal of all traffic points assessed prior to the withdrawal of the driving privileges.

FOR THE COMMANDER:



THOMAS D. VAIL  
Colonel, GS  
Chief of Staff

DISTRIBUTION:

Intranet

**Table 4.1 Motorcycle, Moped, Motor Driven Cycle, and Play Auto Matrix**

	<b>Definition</b>	<b>Registration/Tags</b>	<b>Insurance</b>	<b>Authorized Riding Areas</b>
<b>Motorcycle</b>	Every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor or motorized bicycle.	Required	Required	On all Fort Campbell roadways
<b>Moped</b>	A vehicle with two or three wheels, automatic transmission, and a motor cylinder capacity no greater than 50 cubic centimeters which produces no more than two brake horsepower and is capable of propelling the vehicle at a maximum speed of no more than 30 miles per hour on level ground.	Required	Required	On all Fort Campbell roadways
<b>Motor Driven Cycle</b>	A vehicle with two to four wheels, designed for travel on smooth or rough terrain, powered by an engine/motor of five brake horsepower or less and a displacement of 50 cubic centimeters or less. Designed for recreational use, lacking all required safety features (head and tail lights, turn signals, break lights, horn, and wipers) to operate on roadways. Is capable of traveling in excess of 5 MPH. Examples include ATVs, motorized bicycles, scooters, go-carts, midget autos and pocket bikes.	Not required	Not required	Not authorized for use on the Fort Campbell Installation. *(See above note)
<b>Play Autos</b>	Battery operated or small-motored vehicles not capable of exceeding 5 MPH. Primarily used by children ages three to five.	Not required	Not required	On all Fort Campbell sidewalks and driveways.

**Table 6.1 POINT ASSESSMENT FOR MOVING TRAFFIC VIOLATIONS**

<b><u>Violations</u></b>	<b><u>Points</u></b>
Reckless driving (willful and wanton disregard for the safety of persons or property).	6
Owner knowingly and willingly permitting another to operate his motor vehicle when physically impaired.	6
Fleeing the scene (hit and run) - property damage only.	6
Driving vehicle impaired (blood-alcohol content more than .05 percent and less than .08 percent).	6
Speed contests.	6
Use of Mobile Personal Electronic Devices	6
Driving on a Designated Physical Training Route	6
Speed too fast for conditions.	2
Exceed stated speed limit or speed too fast for conditions:	2
1 to 10 miles per hour over posted speed limit	3
1 to 15 miles per hour over posted speed limit	4
Over 15 but not more than 20 miles per hour above posted speed limit	5
Speed too slow, causing potential safety hazard	2
Following too close.	4
Failure to yield right of way to emergency vehicle	4
Failure to stop for school bus or school crossing signals	4
Failure to obey traffic signals, traffic instructions of an enforcement officer or traffic warden, or any official regulatory traffic sign or device requiring a full stop, yield right of way denying entry, or requiring direction of traffic.	4
Improper passing.	4
Failure to yield (no official sign involved).	4
Improper turning movements (no official sign involved).	3
Operating an unsafe vehicle.	2
Improper overtaking.	3
Other moving violations (involving driver behavior only).	3
Driver involved in accident is deemed responsible (used only as additive to points assessed for specific offenses).	1
Failure to wear an approved helmet and/or reflectorized vest while operating or riding on a motorcycle or moped	3

Failure of operator or occupants to use available system devices while moving (operator assessed points).	2
Failure to properly restrain children in a child restraint system.	2
Wearing headphones/earphones while driving motor vehicles (two or more wheels).	3

NOTE:

\* When two or more violations are committed on a single occasion, assessment of points will be for the one offense having the greater value.

## **Appendix A**

### **Explanation of terms**

#### **A-1. Active Duty Personnel**

Military personnel of all active service branches (Army, Air Force, Marines, Navy), all U.S. Forces Reserves, or U.S. Guard Forces who are on active duty under Title 10, United States Code.

#### **A-2. Abandoned/Unclaimed Vehicle**

A vehicle which either has no owner (as determined through diligent efforts) or whose owner relinquishes his rightful and legal claim to the possession of that vehicle, and law enforcement personnel reasonably believe the vehicle is abandoned.

#### **A-3. Advanced Vehicle Identification System (AVIDS)**

An automated system used to capture and retain personal data required to issue Eagle Card, Decals, and temporary passes.

#### **A-4. Authorized Gate**

Those portals of entry allowing guarded access to the traffic ways of the installation; any barricaded or posted gates are prohibited entry points.

#### **A-5. Bicycle**

Every device propelled by human power upon which any person may ride, having two tandem wheels, training wheels excluded.

#### **A-6. Blood Alcohol Content (BAC)**

A chemical test of individual's breath, blood, or urine, used to determine intoxicant level, by weight, in the individual's blood. A BAC test is administered when an individual is cited for or lawfully apprehended while driving or being in actual physical control of a motor vehicle on the installation while under the influence of an intoxicant.

#### **A-7. Contraband**

Any controlled substance, illegal drug, narcotic, or drug paraphernalia.

#### **A-8. Contractor Employee**

Civilian personnel employed by an independent contractor to fulfill government contracts for construction projects and other commercial activities on the installation.

#### **A-9. Driver**

Any person who drives or is in physical control of a motor vehicle. A driver is in physical control when in position to control the motor vehicle, whether to regulate or restrain its operation or movement. For example, sitting in a parked car behind the steering wheel, keeping it in restraint or in a position to control its movement.

#### **A-10. Driver's License**

A license to operate a motor vehicle issued under the laws of a State, the District of Columbia, or a U.S. territory or possession. Also, a vehicle operator's permit issued by an agency of the U.S. Government for the operation of a government vehicle.

#### **A-11. Driving Privileges**

The authorization to operate a privately owned motor vehicle on an installation or in areas where traffic operations are under military supervision.

#### **A-12. Eagle Card**

Fort Campbell specific photo identification card issued to recurring visitors who are not DOD/DA ID cardholders.

**A-13. Government Motor Vehicle**

A motor vehicle owned, rented, or leased by DOD. This includes vehicles owned, rented, or leased by NAF activities of the military departments and DOD.

**A-14. Implied Consent**

The legal assumption that anyone who operates a motor vehicle on post shall be deemed to have given consent to a chemical test to determine the alcohol or drug content of their blood, breath, and/or urine if lawfully stopped, apprehended, or cited for any offense allegedly committed while driving or in physical control of a motor vehicle on the installation while under the influence of intoxicants.

**A-15. Impound Lot**

A lot operated by the Provost Marshal for the storage and security of abandoned or unclaimed vehicles (to include motorcycles). This lot is not to be confused with the vehicle storage lot for the storage of recreational or other vehicles, boats, etc.

**A-16. Impounded Vehicle**

Any motor vehicle, to include a motorcycle that is suspected to be abandoned by law enforcement authorities and subsequently seized for proper disposition.

**A-17. Impaired Driving**

Operating a motor vehicle under any impairment or intoxication caused by drugs or alcohol in violation of Article 111 of the Uniform Code of Military Justice (UCMJ). See Part IV, paragraph 35 of the Manual for Courts-Martial, or similar law of the jurisdiction in which the vehicle is being operated.

**A-18. Intoxicants**

Any beverage, substance, drug, or medication capable of impairing the full, reasonable and rational exercise of the user's mental and/or physical faculties.

**A-19. Intoxicated Driving**

Includes one or more of the following:

- a. Driving, operating, or being in actual physical control of a motor vehicle under any intoxication caused by alcohol of a motor vehicle under any intoxication caused by alcohol or drugs in violation of Article 111 of the UCMJ or a similar law of the jurisdiction in which the vehicle is operated.
- b. Driving, operating, or being in actual physical control of a motor vehicle with a BAC of 0.08 or higher on a military installation or in an area where traffic operations are under military supervision.
- c. Driving, operating, or being in actual physical control of a motor vehicle with a BAC of 0.08 or higher or in violation of the law of the jurisdiction in which the vehicle is being operated.
- d. Driving, operating, or being in actual physical control of a motor vehicle with a BAC of 0.05 but less than 0.08 in violation of the law of the jurisdiction in which the vehicle is being operated if the jurisdiction imposes a suspension or revocation solely on the basis of the BAC level.

**A-20. Jurisdiction**

A sphere of authority; authority or power in general; territorial range of authority.

**A-21. Midget/Play Autos**

Battery operated or small motored vehicles not capable of exceeding 5 MPH. Primarily used by children ages three to five.

**A-22. Military Personnel**

All U.S. military personnel on active duty; Reserve or National Guard personnel on active duty or performing active duty training; Service Academy cadets; Officer Candidates in OCS and AOCS; Reserve Officer Training Corps (ROTC) cadets when engaged in directed training activities; and foreign national military personnel assigned to the DOD Components.

**A-23. Moped**

A vehicle with two or three wheels, automatic transmission, and a motor cylinder capacity no greater than 50 cubic centimeters which produces no more than two brake horsepower and is capable of propelling the vehicle at a maximum speed of no more than 30 miles per hour on level ground.

**A-24. Motorcycle**

Every motor vehicle having a seat or saddle for use of the rider, which is designed to travel on not more than three wheels in contact with the ground, but excluding a tractor or motorized bicycle.

**A-25. Motor Driven Cycle**

A vehicle with two to four wheels, designed for travel on smooth or rough terrain, powered by an engine/motor of five brake horsepower or less and a displacement of 50 cubic centimeters or less. Designed for recreational use, lacking all required safety features (lights, turn signals, brake lights, horn, and wipers) to operate on roadways. Is capable of traveling in excess of 5 MPH. Examples include ATVs, motorized bicycles, scooters, go-carts, and midget autos.

**A-26. Motor Vehicle**

Any vehicle driven or drawn by mechanical power, and manufactured primarily for use on public streets, roads, and highways (vehicles operated only on rails are excluded).

**A-27. Motor Vehicle Registration**

The procedures which culminate in the issuance of a registration certificate and registration plates (license plate) for a motor vehicle under the laws of a state (state registration). The term also applies to the registration form and identification media issued under the provisions of this regulation for a motor vehicle authorized to operate on this installation.

**A-28. Moving Violation**

A violation of any traffic law, ordinance, or regulation while operating a motor vehicle. Moving violations typically involve one or both of the following:

- a. Unsafe Act - An act or omission in traffic that is hazardous.
- b. Unsafe Condition - Causing or permitting an illegal and possibly hazardous condition of highways, roads, or streets used by traffic vehicles, and a pedestrian or driver in traffic.

**A-29. Owner**

Any person who either: (1) holds the legal title of a vehicle; (2) is the subject of an agreement for the conditional sale or lease with the right of purchase upon performance of the conditions stated in the agreement; or (3) is a conditional vendee, lessee, or mortgagor with possession; shall be deemed the owner of the vehicle.

**A-30. Pedestrian**

Any person not in or on a motor vehicle or other road vehicle.

**A-31. Point System**

An administrative aid for evaluating driving performance by assessment of weighted point values for moving traffic violations.

**A-32. Probation**

The conditional action of reinstating revoked or suspended driving privileges, thus allowing an operator to continue driving unless he becomes involved in a chargeable accident or moving violation.

**A-33. Reciprocity**

Reciprocal action by a state or military authorities to suspend or revoke an individual's Government operator's permit or state driver's license based upon a similar action initiated by the other jurisdiction.

**A-34. Registrant**

The owner of a POV or individual empowered to act as the owner for the purpose of registering a POV on this installation.

**A-35. Registration Certificate**

A certificate or other document issued under the laws of any state, the District of Columbia, any territory of the United States, or any agency of the United States Government, evidencing by possession thereof that a specific car is registered in accordance with that jurisdiction's motor vehicle laws.

**A-36. Restraint Devices**

Seat belts, or DOT-approved child safety car seats, properly installed or placed in passenger vehicles to ensure the safety of drivers and passengers.

**A-37. Revocation of Driver's License**

The termination by formal action of state authority of a person's license or privilege to operate a motor vehicle on the public highways. Termination will be subject to renewal or restoration as prescribed by state law. Revocation of driver's license disqualifies the individual from operating a POV on a military installation.

**A-38. Revocation of Driving Privileges**

Action taken by the Garrison Commander or Commanding General to terminate an individual's privileges to operate a motor vehicle on the installation. This action precludes renewal or restoration except by the application and after the expiration of a specified period of time, but not less than twelve months.

**A-39. School Bus**

Every vehicle appropriately marked and operated solely for the transport of children to and from schools or other places.

**A-40. Suspension of Driver's License**

The temporary withdrawal by formal action (of state authority) of a person's license or privilege to operate a motor vehicle on the public highways. Temporary withdrawal will be for a period specifically designated. Such action disqualifies the individual from driving a motor vehicle on any military installation.

**A-41. Suspension of Driving Privileges**

The temporary withdrawal by formal action of the Garrison Commander or the Commanding General to drive/operate a motor vehicle on the installation for an indefinite period. Unit commanders may request suspension of driving privileges by submitting a written request through their chain of command to the Office of the Provost Marshal for approval by the Garrison Commander.

**A-42. Vanity Plates**

A license-type plate not issued by an official State, U. S. territory or possession, or the District of Columbia, but purchased from a vendor or concession that bears college logos, sport team logos, military logos, and emblems.

**A-43. Visitor**

A person, within the boundaries of the installation for a short period of time, who is a guest of an authorized sponsor to activities or persons assigned to this installation, and who is without official affiliation or commercial interest therein (including retired military personnel, sightseers, and military dependents whose sponsors are stationed elsewhere, but excluding those persons in the process of reporting to or departing from an assignment to the installation.)

## **Appendix B**

### **Driving privileges reinstatement packet example**

#### **B-1. Purpose**

Provide guidelines and requirements for reinstatement requests to Soldiers, Department of the Army Civilians, contractors, family members and civilians with no military affiliation.

#### **B-2. General**

All reinstatement packets must be submitted to the Provost Marshal's Office located at 123 Forrest Road, Fort Campbell, KY 42223-5357.

#### **B-3. Military members**

Military members requesting reinstatement of their driving privileges must provide the following:

- a. A letter of recommendation from Company Commander, through and endorsed by both the Battalion and Brigade Commanders, if applicable. Assumption of command orders must accompany memorandum for acting commanders.
- b. Proof of attendance and completion of Remedial Driver's Training.
- c. Copy of disposition of the citation from the appropriate court.
- d. Documents reflecting attendance and completion of the Alcohol and Substance Abuse Program. (Only applicable if drugs or alcohol are involved)
- e. Copy of Soldier's driver's license, proof of insurance, and registration. If not displayed on proof of insurance certificate, Soldier must provide insurance contact phone number.

#### **B-4. Department of the Army civilians and contractors**

DA Civilians and contractors requesting reinstatement of their driving privileges must provide the following:

- a. Letter requesting to have their driving privileges reinstated endorsed by their respective Director.
- b. Proof of disposition of the citation from the appropriate court.
- c. Copy of their driver's license, proof of insurance, and registration. If not displayed on proof of insurance certificate, civilian must provide insurance contact phone number.

#### **B-5. Civilians with no military affiliation**

Civilians requesting reinstatement of their driving privileges must provide the following:

- a. Letter requesting to have driving privileges reinstated; signed by the requester.
- b. Proof of disposition of the citation from the appropriate court.
- c. Copy of their driver's license, proof of insurance, and registration. If not displayed on proof of insurance certificate, civilian must provide insurance contact phone number.